



178
02/04/94

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on

January 21, 1994

By Ann Lirilli

24
07 2/8

PATENT

Attorney Docket No. 15422-70
Roche Docket No. 2599

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	
)	
Higuchi, et al.)	Examiner: R. Prouty
)	
Serial No.: 07/695,201)	Art Unit: 1814
)	
Filed: May 2, 1991)	<u>AMENDMENT</u>
)	
For: HOMOGENEOUS METHODS FOR)	
NUCLEIC ACID AMPLIFICATION)	
AND DETECTION)	

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

The following remarks are in response to the non-final Office Action mailed July 22, 1993. A Rule 132 Declaration and a petition for a three month extension in which to respond is also enclosed.

REMARKS

Applicants gratefully acknowledge withdrawal of all previous rejections. Claims 1-22 are pending. All claims are currently rejected over a single obviousness rejection.

This invention provides for a means of simultaneously amplifying and detecting amplified target nucleic acid. Simultaneous amplification and detection is made possible through the use of DNA binding agents which give a photodetectable signal when bound to duplexed nucleic acid. Through the use of